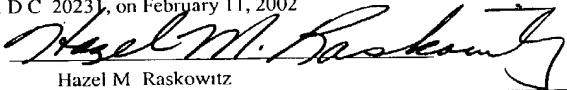


PATENT
Docket No. 400742000200

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Spencer B. FARR et al.

Serial No.: 09/911,904

Filing Date: July 23, 2001

For: CANINE TOXICITY GENES

Examiner: To Be Assigned

Group Art Unit: 1642

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Prior to examination on the merits, Applicant respectfully requests entry of this
Preliminary Amendment for the above-identified patent application.



AMENDMENT

In the Claims:

40. (Amended) A method for obtaining a gene expression profile comprising exposing a population of cells to an agent, obtaining cDNA from said population of cells, labeling said cDNA, and contacting said cDNA with the array according to claim 24.

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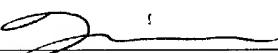
REMARKS

Attached hereto is a marked-up version of the changes made to the claims by the current amendment. The attached page is captioned "Version with markings to show changes made".

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 400742000200.

Respectfully submitted,

Dated: February 11, 2002

By: 

Terri M. Shieh-Newton
Registration No. 47,081

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In the Claims:

40. (Amended) A method for obtaining a gene expression profile comprising exposing a population of cells to an agent, obtaining cDNA from said population of cells, labeling said cDNA, and contacting said cDNA with the array according to claim [20]24.